

RECEIVED
CENTRAL FAX CENTER

JUL 08 2005

PATENT

New Attorney Docket No. 144009.00100

Old Attorney Docket No. 031672-0005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Wm.A. Knaus & R.D. Marks)
U.S. Appl. No.: 09/822,261) Group Art Unit: 3636
Filing Date: April 2, 2001) Examiner: Lena Najarian

Title: BROADBAND COMPUTER-BASED NETWORKED SYSTEMS
FOR CONTROL AND MANAGEMENT OF MEDICAL RECORDS

MAIL STOP - AMENDMENT

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir,

DECLARATION UNDER 37 C.F.R. §1.131

We, William A. Knzus with a residence address at 1929 Lewis Mountain Road, Charlottesville, VA 22903, and Richard D. Marks with a residence at 6004 Balsam Drive, McLean, VA 22101, are co-inventors of the invention disclosed and claimed in the above-captioned patent application.

Prior to February 9, 2000, we conceived and reduced to practice the systems and methods according to the claims of the instant patent application, at least to the extent that such systems and methods are disclosed in U.S. Patent Application No. 09/838,878 (Segal), U.S. Provisional Application No. 60/181,215 (the Segal Provisional), U.S. Patent Application No. 09/776,673 (Malik), and U.S. Provisional Application No. 60/60200,091 (the Malik Provisional) (collectively the "Cited References"), as disclosed in the attached documents. Sections of the attached documents are highlighted to emphasize aspects of the instant invention that were alleged to be

C:\program files\qualcomm\lmdoc\dumpdom\mrt\bin\qasmn17NW#01.pdc

App. No. 09/822,261
144009.00100

New Attorney Docket No.

disclosed in these Cited References. Accordingly, Segal, Malik, the Segal Provisional and the Malik Provisional cannot be considered to be prior art to our claimed invention.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above identified application or any patent issued thereon.



Date: July 7, 2005

Name: William A. Knaus

Date: July 7, 2005

Name: Richard D. Marks

Attached: Exhibit A